

UNITED STATES DISTRICT COURT

for the

Southern District of Georgia

United States of America

v.

Julio Scott

Date of Previous Judgment: November 8, 2000

(Use Date of Last Amended Judgment if Applicable)

)

)

) Case No: CR400-00045-002) USM No: 10368-021) Michael G. Hostilo and Jennifer Reide Harris

) Defendant's Attorneys

2008 MAY 29 AM 10:17

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)Previous Offense Level: 29 Amended Offense Level: 27Criminal History Category: III Criminal History Category: IIIPrevious Guideline Range: 120 to 135 months Amended Guideline Range: 120 months**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**☐ The reduced sentence is within the amended guideline range.

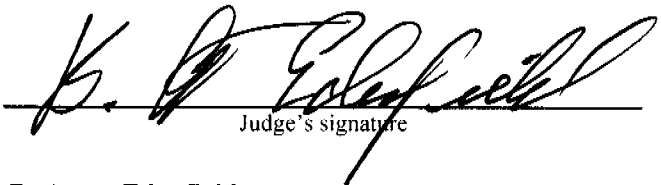
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

☐ Other (explain):**III. ADDITIONAL COMMENTS**

The defendant's motion has been denied because the minimum of his new advisory guideline range is still 120 months based on the statutorily- required minimum sentence of ten years. The Court based its original downward departure on a minimum term of 120 months and that minimum term has not been lowered based on the retroactive amendment.

Except as provided above, all provisions of the judgment dated November 8, 2000, shall remain in effect.

IT IS SO ORDERED.Order Date: May 29, 2008


Judge's signature

B. Avant Edenfield
United States District Judge
For the Southern District of Georgia

Effective Date: _____
(if different from order date)

Printed name and title